

FILED

MAR 27 2019

PETER A. MOORE, JR., CLERK
US DISTRICT COURT, EDNC
BY DEP CLK

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION

NO. 7:19-CR-00050-1BO

UNITED STATES OF AMERICA

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V.

CRIMINAL INFORMATION

ANTHONY P. TOGNIETTI

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The United States Attorney charges that:

On or about April 15, 2017, in the Eastern District of North Carolina, the defendant, ANTHONY P. TOGNIETTI, aiding and abetting another, did knowingly and intentionally distribute a quantity of a mixture and substance containing a detectable amount of oxycodone, a Schedule I controlled substance, and fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), and Title 18, United States Code, Section 2.

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FORFEITURE NOTICE

The defendant is given notice that pursuant to the provisions of Title 21, United States Code, Section 853, that all of his interest in all property specified herein is subject to forfeiture.

As a result of the offense charged in the Information, the defendant shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained directly or indirectly as a result of the said offense and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offense alleged, or any property traceable to such property.

If any of the above-described forfeitable property, as a result of any act or omission the defendant,

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to Title 21, United

States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

ROBERT J. HIGDON, JR.
United States Attorney

Laura S. Howard
BY: LAURA S. HOWARD
Assistant United States Attorney